

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2644

Applicant: Eric Durant
Title: HEARING AIDS AND METHODS AND APPARATUS FOR AUDIO FITTING THEREOF

Docket No.: 899.056US1
Filed: January 16, 2002
Examiner: Unknown

Serial No.: 10/051757
Due Date: N/A
Group Art Unit: 2644

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



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We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ An Supplemental Information Disclosure Statement (1 pg.), Form 1449 (2 pgs.), and copies of 35 cited documents.

If not provided for in a separate paper filed herewith, Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: Timothy E. Bianchi
Atty: Timothy E. Bianchi
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 28 day of August, 2003.

Paula Sueny
Name

Paula Sueny
Signature

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

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S/N 10/051757

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RECEIVEDSUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT SEP 04 2003

Commissioner for Patents
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Alexandria, VA 22313-1450

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In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicant respectfully requests that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicant requests that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicant with the next official communication.

Pursuant to 37 C.F.R. § 1.97(b), it is believed that no fee or statement is required with the Supplemental Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Supplemental Information Disclosure Statement considered.

The Examiner is invited to contact the Applicant's Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

ERIC DURANT

By his Representatives,

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Date

Aug 27, 2003

By

Timothy E. Bianchi
Reg. No. 39,610

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Name

Paula Suchy

Signature

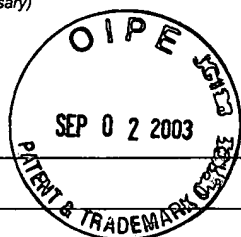
Paula Suchy

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)



Complete if Known

Application Number 10/051757

Filing Date January 16, 2002

First Named Inventor Durant, Eric

Group Art Unit 2644

Examiner Name Unknown

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Sheet 1 of 2

Attorney Docket No: 899.056US1

US PATENT DOCUMENTS

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	Filing Date If Appropriate
	US-2001/0007050A1	07/05/2001	Adelman, Roger A.	600	150	02/09/2001
	US-2002/0076073	06/20/2002	Taenzer, Jon C., et al.	381	315	12/19/2000
	US-3,527,901	09/08/1970	Geib, Robert L.			03/28/1967
	US-4,366,349	12/28/1982	Adelman, Roger A.	179	107	04/28/1980
	US-4,396,806	08/02/1983	Anderson, Jared A.	179	107	10/20/1980
	US-4,419,544	12/06/1983	Adelman, Roger A.	179	107	04/26/1982
	US-4,471,490	09/11/1984	Bellafiore, Gaspare	381	69	01/16/1983
	US-4,637,402	01/20/1987	Adelman, Roger A.	128	746	12/01/1983
	US-4,882,762	11/21/1989	Waldhauer, Fred D.			02/23/1988
	US-5,390,254	02/14/1995	Adelman,	381	68	04/19/1993
	US-5,434,924	07/18/1995	Jampolsky, Arthur	381	68.4	03/06/1991
	US-5,502,769	03/26/1996	Gilbertson, Mark	381	68	04/28/1994
	US-5,553,152	09/03/1996	Newton, James R.	381	68.6	08/31/1994
	US-5,581,747	12/03/1996	Anderson, Jeffrey	395	551	11/25/1994
	US-5,659,621	08/19/1997	Newton, James R.	381	68	04/27/1995
	US-5,757,933	05/26/1998	Preves, David A., et al.	381	68	12/11/1996
	US-5,822,442	10/13/1998	Agnew, Jeremy A., et al.	381	107	09/11/1995
	US-5,825,631	10/20/1998	Prchal, Dave	361	790	04/16/1997
	US-5,835,611	11/10/1998	Kaiser, Eduard, et al.	381	321	06/02/1997
	US-5,852,668	12/22/1998	Ishige, Ryuichi, et al.	381	312	12/26/1996
	US-5,862,238	01/19/1999	Agnew, Jeremy A., et al.	381	321	09/11/1995
	US-6,041,129	03/21/2000	Adelman, Roger A.	381	328	01/18/1996
	US-6,236,731	05/22/2001	Brennan, Robert, et al.	381	316	04/16/1998
	US-6,240,192	05/29/2001	Brennan, Robert, et al.	381	314	04/16/1998
	US-6,347,148	02/12/2002	Brennan, Robert, et al.			04/16/1998
	US-6,366,863	04/02/2002	Bye, Gordon, et al.	702	57	01/09/1998
	US-6,389,142	05/14/2002	Hagen, Lawrence T., et al.	381	313	03/31/1998
	US-6,449,662	09/10/2002	Armitage, Scott	710	8	09/14/1998

EXAMINER**DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

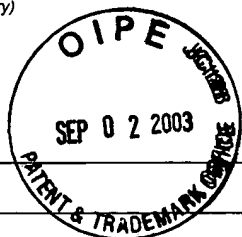
* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached

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Sheet 2 of 2

Attorney Docket No: 899.056US1

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	T ²
	WO-00/21332	04/13/2000	Danielsen			

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		GRIFFING, TERRY S., et al., "Acoustical Efficiency of Canal ITE Aids", <u>Audacibel</u> , (Spring 1983),30-31	
		GRIFFING, TERRY S., et al., "Custom canal and mini in-the-ear hearing aids", <u>Hearing Instruments</u> , vol. 34, no. 2, (February 1983),31-32	
		GRIFFING, TERRY S., et al., "How to evaluate, sell, fit and modify canal aids", <u>Hearing Instruments</u> , vol. 35, no. 2, (February 1984),3	
		MAHON, WILLIAM J., "Hearing Aids Get a Presidential Endorsement", <u>The Hearing Journal</u> , (October 1983),7-8	
		SULLIVAN, ROY F., "Custom canal and concha hearing instruments: A real ear comparison", <u>Hearing Instruments</u> , vol. 40, no. 4, (July 1989),5	
		SULLIVAN, ROY F., "Custom canal and concha hearing instruments: A real ear comparison Part II", <u>Hearing Instruments</u> , vol. 40, no. 7, (July 1989),6	

EXAMINER**DATE CONSIDERED**

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional) ² Applicant is to place a check mark here if English language Translation is attached